

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

PENNY RAYLENE BRUMBACK,)	
)	No. CV-12-0535-CI
Plaintiff,)	
)	
v.)	ORDER GRANTING STIPULATED
)	MOTION TO REMAND PURSUANT TO
CAROLYN W. COLVIN, Acting,)	SENTENCE FOUR OF 42 U.S.C.
Commissioner of Social)	405(g)
Security,)	
)	
Defendant.)	

BEFORE THE COURT is the parties' stipulated Motion to Remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. 405(g). ECF No. 26. Attorney Donald C. Bell represents Plaintiff; Special Assistant United States Attorney Jeffrey R. McClain represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 7. After considering the file,

IT IS ORDERED:

1. The parties Motion to Remand, **ECF No. 26**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g), including a de novo hearing and a new decision by the administrative law judge (ALJ). On remand, the ALJ shall further evaluate the opinions of the medical sources, including but not limited to the opinions of Catherine A. MacLennan,

1 Ph.D., Howard Platter, M.D., Patricia Kraft, Ph.D., and Jerry
2 Gardner, Ph.D., and provide adequate rational for either accepting
3 or rejecting these opinions; further evaluate the nature and
4 severity of the claimant's impairments; further evaluate the
5 materiality of the claimant's substance abuse in accordance with
6 Social Security Ruling 13-2p; further evaluate the claimant's
7 residual functional capacity; further evaluate the claimant's
8 credibility; if warranted, obtain testimony from a medical expert;
9 and obtain supplemental vocational expert testimony ensuring that
10 the vocational expert is provided with a hypothetical question that
11 is consistent with the residual functional capacity ultimately
12 found.

13 2. Judgment shall be entered for the **PLAINTIFF**.

14 3. Plaintiff's Motion for Summary Judgment, **ECF No. 17**, is
15 stricken as moot.

16 4. An application for attorney fees may be filed by separate
17 motion.

18 The District Court Executive is directed to enter this Order,
19 forward copies to counsel, and thereafter shall close this file.

20 DATED July 9, 2013.

21
22 S/ CYNTHIA IMBROGNO
23 UNITED STATES MAGISTRATE JUDGE
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